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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
06/212,911	12/04/80	PETRILLO	E HA224

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EXAMINER	
FAN, J	
ART UNIT	PAPER NUMBER
121	5

DATE MAILED: ~~NOV 03 1981~~

MAILED

NOV 03 1981

☐ This application has been examined.

☒ Responsive to communication filed on 8-26-81

GROUP 120

☒ This action is made final.

A shortened statutory period for response to this action is set to expire three month(s), — days from the date of this letter.  
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

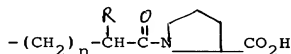
- |   |   |
|---|---|
| 1. <input type="checkbox"/> Notice of References Cited by Examiner, PTO-892   | 2. <input type="checkbox"/> Notice of Informal Patent Drawing, PTO-948          |
| 3. <input type="checkbox"/> Notice of References Cited by Applicant, PTO-1449 | 4. <input type="checkbox"/> Notice of Informal Patent Application, Form PTO-152 |

Part II SUMMARY OF ACTION

5. ☐ \_\_\_\_\_
1. ☒ Claims 1-13 are pending in the application.
- Of the above, claims \_\_\_\_\_ are withdrawn from consideration.
2. ☐ Claims \_\_\_\_\_ have been cancelled.
3. ☐ Claims \_\_\_\_\_ are allowed.
4. ☒ Claims 1, 2, 6-10 are rejected.
5. ☒ Claims 3-5, 11-13 are objected to.
6. ☐ Claims \_\_\_\_\_ are subject to restriction or election requirement.
7. ☐ The formal drawings filed on \_\_\_\_\_ are acceptable.
8. ☐ The drawing correction request filed on \_\_\_\_\_ has been ☐ approved. ☐ disapproved.
9. ☐ Acknowledgment is made of the claim for priority under 35 U.S.C. 119. The certified copy has ☐ been received. ☐ not been received. ☐ been filed in parent application, serial no. \_\_\_\_\_ filed on \_\_\_\_\_.
10. ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.
11. ☐ Other

Art Unit 121

Claims 1,2, 6-10 are again rejected under 35 USC 103 as being obvious over Petrillo, Jr. (pat. 4168267), Ondetti et al. (patents 4105776, 4154935, 4234489), Krapcho (pat. 4217359) and British patents 2027025, 2028327 all considered together. Applicant's arguments have been considered, but are deemed unpersuasive. It is noted that instantly claimed compound and the art compounds are clearly analogous. In fact, they are all closely related in chemical structures. They all disclose antihypertensive compounds having the following general structure:



slight modification of the end unit of the proline side chain would be obvious to one skilled in the antihypertensive art. The introduction of various substituents into the proline ring would be obvious to one of ordinary skill in the antihypertensive art in view of the vast knowledge disclosed in Ondetti et al., Krapcho and the British patents. It is noted that the rejection based on the combination of references is proper since Ondetti et al., Krapcho, applicant and the like are all working in the same technological area. Note In re Kepper, 152 USPQ 436 and In re Skoll, 187 USPQ 481.

The mistake in objecting claim 6 in the last office action is regretted. Claim 6 should have been rejected.

Serial 212911

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Art Unit 121

Claims 3-5 and 11-13 are objected to for depending from a rejected parent claim. These claims are considered to contain allowable subject matter and would be considered allowable if rewritten in independent form.

This action is made FINAL.

Fan:ajr

A/C 703

557-2517

11-2-81

*Jane T. Fan*